

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

NOV 13 1978

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

NOV 17 1978

Map filed.....

The applicant..... Unincorporated Town of Battle Mountain
421 Court

c/o Chilton Engineering....., of Elko.....
Street and No. or P.O. Box No. City or Town

Nevada 89801....., hereby make S. application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is Underground Well #5
Name of stream, lake or other source.

2. The amount of water applied for is 3.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for Municipal
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NE 1/4 SW 1/4 section 20, T32N,

R45E, MDM, at a point from which the W 1/4 corner of said section 20

bears N 66° W 2130 feet.
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use Sections 17, 18, 19 and 20, T32N, R45E, MDM (Town of
Describe by legal subdivision, if on unsurveyed land it should be so stated.
Battle Mountain

7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased municipal well
equipped with deepwell turbine connected to town storage and
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
distribution system

9. Estimated cost of works.....\$50,000.00
10. Estimated time required to construct works.....3 years
11. Estimated time required to complete the application to beneficial use.....7 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

These waters are to be comingled with other rights of the
Applicant. Total number of users will be approximately 200
commercial and 600 residential.

Applicant.....Unincorporated Town of
Battle Mountain

By s/ Mark Chilton
Agent, 421 Court
Elko, Nevada 89801

Compared.....lp/ga.....jm/dh

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....3.0.....cubic feet per second..

- Actual construction work shall begin on or before.....January 6, 1980
- Proof of commencement of work shall be filed before.....February 6, 1980
- Work must be prosecuted with reasonable diligence and be completed on or before.....January 6, 1981
- Proof of completion of work shall be filed before.....February 6, 1981
- Application of water to beneficial use shall be made on or before.....January 6, 1984
- Proof of the application of water to beneficial use shall be filed on or before.....February 6, 1984
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....Bk.....Page.....

County Recorder

IN TESTIMONY WHEREOF, I.....WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this.....6th.....day of.....JULY

A.D. 19.....79

CANCELLED APR 1 1981
OF APPLICANT TO COMPLY WITH THE PROVISIONS STATE ENGINEER

William J. Newman
William J. Newman

STATE ENGINEER